

nonaffiliated U.S.-flag vessel operators. A market based methodology would actually be a combination of methodologies because a cost based determination would be made in instances where an insufficient number of independent bids were received. The cost based rate could be determined as prescribed in the existing Rule or by use of some other methodology like those described above. A review of the legislative history of the Cargo Preference Act of 1954, § 901(b) of the Act, would indicate that a market based methodology may require legislation to be implemented. Commenters may wish to address the legislative aspect of the market based methodology.

In order to administer cargo preference programs in a cost efficient manner, while developing a modern and efficient fleet, it may be necessary to change the existing methodology for determining fair and reasonable rates for U.S.-flag commercial vessels. Therefore, any comments on proposals to change the methodology in the regulations at 46 CFR Part 382 should specifically address any existing problems with the present methodology, specific suggestions for alternative methodologies, and a rationale for acceptance of any proposed methodologies. Comments will aid MARAD's evaluation of the Rule and the development of appropriate alternatives. MARAD is requesting that any person, corporation, or other entity having any interest in, or desiring to offer views and comments on, MARAD's fair and reasonable rate methodology, submit them in writing. After reviewing the comments, MARAD will decide whether to propose a change in the methodology employed for the determination of fair and reasonable rates, as well as what revisions to propose.

The public is advised that the purpose of this ANPRM is to solicit information and views from commenters that MARAD can use in evaluating its methodology of determining fair and reasonable rates for the carriage of bulk and packaged preference cargoes on U.S.-flag bulk vessels and in deciding whether to proceed with a rulemaking to amend 46 CFR Part 382. MARAD has separate regulations at 46 CFR Part 383 (the liner Rule) dealing with the carriage of less-than-shipload lots of bulk preference cargoes on vessels in a liner service. Common carrier liner services are substantially different from bulk services in their cost structure and service requirements. However, the information, ideas or views provided by commenters may have some impact on

any liner rulemaking and the public is invited to comment on such impact.

### Rulemaking Analysis and Notices

#### *Executive Order 12866 (Regulatory Planning and Review)*

This advance notice of proposed rulemaking has been reviewed under Executive Order 12866 and Department of Transportation Regulatory Policies and Procedures (44 FR 11034, February 26, 1979). If a rule is actually promulgated, it would not be considered an economically significant regulatory action under Section 3(f) of E.O. 12866, since it has been determined that it would not result in an annual effect on the economy of \$100 million or more or adversely affect in a material way the economy, productivity, competition, jobs, the environment, public health or safety, or State, local, or tribal governments or communities.

While any rule that might be promulgated would not involve any change in important Departmental policies, it would be considered significant because it addresses a matter of considerable importance to the maritime industry and would be expected to generate significant public interest. A preliminary regulatory evaluation will be prepared based on the comments to this advance notice of proposed rulemaking.

#### *Federalism*

The Maritime Administration has analyzed this advance notice of proposed rulemaking in accordance with the principles and criteria contained in Executive Order 12612 and has determined that any rule that might be subsequently promulgated would not have sufficient federalism implications to warrant the preparation of Federalism Assessment.

#### *Regulatory Flexibility Act*

The Maritime Administration certifies that any rule that might be promulgated subsequent to this advance notice of proposed rulemaking would not have a significant economic impact on a substantial number of small entities.

#### *Environmental Assessment*

Any rule that might be subsequently promulgated would not significantly affect the environment. Accordingly, an Environmental Impact Statement would not be required under the National Environmental Policy Act of 1969.

#### *Paperwork Reduction Act*

Any rule that might be promulgated would not significantly change the current requirement for the collection of information. The Office of Management

and Budget (OMB) has reviewed the current Rule under the Paperwork Reduction Act (44 U.S.C. § 3501 *et seq.*), and has approved it under OMB Approval Number 2133-0514.

By order of the Maritime Administrator.

Dated: April 13, 1995.

**Joel C. Richard,**

*Secretary.*

[FR Doc. 95-9681 Filed 4-18-95; 8:45 am]

BILLING CODE 4910-81-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 95-43, RM-8580]

### Radio Broadcasting Services; Grand Junction, CO

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed on behalf of Grand Valley Public Radio Company, Inc. (petitioner), permittee of Station KAFM(FM), Channel 201A, Grand Junction, Colorado, seeking the allotment of Channel 264C1 to Grand Junction, Colorado, as that community's fifth local FM transmission service. Coordinates used for this proposal are 39-04-06 and 108-33-00.

**DATES:** Comments must be filed on or before June 5, 1995, and reply comments on or before June 20, 1995.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, D.C. 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Harry F. Cole, Esq., Bechtel & Cole, Chartered, 1901 L St., NW, Washington, D.C. 20036.

**FOR FURTHER INFORMATION CONTACT:** Nancy Joyner, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 95-43, adopted April 3, 1995, and released April 14, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW, Washington, D.C. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-

3800, 2100 M Street, NW, Suite 140, Washington, D.C. 20037.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, See 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 95-9627 Filed 4-18-95; 8:45 am]

BILLING CODE 6712-01-F

#### 47 CFR Part 73

[MM Docket No. 95-44, RM-8602]

#### Radio Broadcasting Services; Fair Bluff, NC

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition filed by Atlantic Broadcasting Co., Inc., licensee of Station WDAR-FM, Channel 288C3, Darlington, South Carolina, requesting the deletion of vacant and unapplied-for Channel 287A at Fair Bluff, NC. In the alternative, petitioner requests that Channel 287A at Fair Bluff be site restricted 12.7 kilometers (7.9 miles) northeast, at coordinates 34-21-22 North Latitude and 78-54-36 West Longitude. The deletion or site restriction of the Fair Bluff channel could enable Station WDAR-FM to improve its coverage area by operating omnidirectionally.

**DATES:** Comments must be filed on or before June 5, 1995, and reply comments on or before June 20, 1995.

**ADDRESSES:** Federal Communications Commission, Washington, D.C. 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Gary S. Smithwick, Esq., Smithwick & Belendiuk, P.C., 1990 M Street, NW, Suite 510, Washington, D.C. 20036 (Counsel to petitioner).

#### FOR FURTHER INFORMATION CONTACT:

Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 95-44, adopted April 6, 1995, and released April 14, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW, Washington, D.C. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 2100 M Street, NW, Suite 140, Washington, D.C. 20037.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 95-9629 Filed 4-18-95; 8:45 am]

BILLING CODE 6712-01-F

#### 47 CFR Part 73

[MM Docket No. 95-45, RM-8605]

#### Radio Broadcasting Services; Pahrump, NV

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition filed by Gregory P. Wells seeking the allotment of Channel 236A to Pahrump, NV, as the community's second local FM service. Channel 236A can be allotted to Pahrump in compliance with the Commission's minimum distance separation requirements with a site restriction of 4.1 kilometers (2.5 miles) west, at coordinates 36-13-12 North Latitude and 116-01-43 West

Longitude, to avoid a short-spacing to Station KWNH, Channel 238C, Henderson, NV.

**DATES:** Comments must be filed on or before June 5, 1995, and reply comments on or before June 20, 1995.

**ADDRESSES:** Federal Communications Commission, Washington, D.C. 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Gregory P. Wells, P.O. Box 590, Suite 145, Pahrump, NV 89041 (Petitioner).

#### FOR FURTHER INFORMATION CONTACT:

Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 95-45, adopted April 6, 1995, and released April 14, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW, Washington, D.C. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 2100 M Street, NW, Suite 140, Washington, D.C. 20037.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 95-9630 Filed 4-18-95; 8:45 am]

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